



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

GEROLD, Bodo

Appln. No.: 10/596,797

Filed: June 23, 2006

Title: RADIO-OPAQUE MARKER FOR
MEDICAL IMPLANTS

Confirmation No.: 1514

Group Art Unit: TBA

Examiner: TBA

Atty. Docket No. 149459.00002

Customer ID 25207

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The citation of information on the attached Form PTO/SB/08A and/or PTO/SB/08B Information Disclosure Statement by Applicant(s), is made pursuant to 37 CFR 1.56 and 1.97.

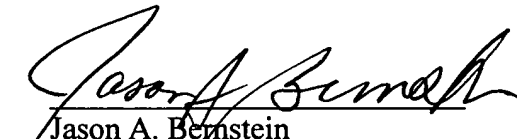
- ☒ Pursuant to 37 C.F.R. 1.97(b), this Information Disclosure Statement is being filed:
- ☐ Within three months of the filing date of a national application other than a continued prosecution application under 37 CFR 1.53(d).
 - ☒ Within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application.
 - ☐ Before the mailing of a first Office action on the merits.
 - ☐ Before the mailing of a first Office action after the filing of a request for continued examination under 37 CFR 1.114.
- ☐ Pursuant to 37 CFR 1.97(c), this Information Disclosure Statement is being filed after the period specified in 1.97(b), but before the mailing date of a final action under 37 CFR 1.113, a notice of allowance under 37 CFR 1.311, or an action that otherwise closes prosecution in the application.
- ☐ A statement under 37 CFR 1.97(e) is below, or
 - ☐ Applicant(s) enclose the fee set forth in 37 CFR. 1.17(p)

- ☐ Pursuant to 37 CFR 1.97(d), Applicant(s) make the following certification:
- ☐ Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.
 - ☐ No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this certification after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.
- and
- ☐ Applicant(s) enclose the fee set forth in 37 CFR 1.17(p).
- ☐ Pursuant to 37 CFR 1.97(e), this Information Disclosure Statement is being filed on or before payment of the issue fee and is accompanied by the following statement pursuant to 37 CFR 1.97(e):
- ☐ Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.
 - ☐ No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this certification after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

- ☐ Pursuant to M.P.E.P. Section 609C(1), this Information Disclosure Statement is being filed before the payment of an issue fee, but without the certification and fee set forth in 37 CFR 1.97(d). Applicants respectfully request that this Information Disclosure Statement be placed in the file of the instant application. Applicants also note that the references cited in this Information Disclosure Statement were submitted in the parent application to which this application claims priority.

The Director is hereby authorized to charge any fees which may be required, or credit any overpayments to Deposit Account 50-1429. I have enclosed a duplicate of this sheet.

Respectfully submitted,
POWELL GOLDSTEIN LLP


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PTO/SB/08A (07-05)

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Substitute for form 1449/PTO

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 1 of 3

Complete if Known

Application Number	10/596,797
Filing Date	June 23, 2006
First Named Inventor	BODO GEROLD
Art Unit	TBA
Examiner Name	TBA
Attorney Docket Number	149459.00002

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US- 5,871,437	02-16-1999	Alt	
		US- 6,322,588 B1	11-27-2001	Ogle et al.	
		US- 6,340,367 B1	01-22-2002	Stinson et al.	
		US- 6,423,085 B1	07-23-2002	Murayama et al.	
		US- 6,440,487 B1	08-27-2002	Delfino et al.	
		US- 2002/0040239 A1	04-04-2002	Murayama et al.	
		US- 2002/0058057 A1	05-16-2002	Kaplan	
		US- 2002/0138136 A1	09-26-2002	Chandrasekaran et al.	
		US- 2003/0199993 A1	10-23-2003	Gellman et al.	
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FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁸
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
	A	DE10044559A1	04-04-2002	Forschungszentrum		
	B	DE10128100A1 (abstr.only)	12-19-2002	Medizinische		
	C	DE19718339A1 (abstr.only)	11-12-1998	Schering AG		
	D	DE19754870A1 (abstr.only)	08-06-1998	Alt		
	E	EP 0 824 900 A2	02-25-1998	Advanced Cardiovascular		
	F	EP 0 824 900 B1	04-02-2003	Advanced Cardiovascular		

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Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
	G	EP 0 894 503 A2	02-03-1999	Schneider Inc.		
	H	EP0966979B1 (abstr.only)	12-29-1999	Lindner-Vogt, Biotronik		
	I	EP 1 212 991 A2	06-12-2002	Cordis Corporation		
	J	EP1270023A2 (abstr.only)	01-02-2003	Meyer		
	K	WO 99/02195	01-21-1999	Implant Sciences		
	L	WO 99/03515	01-28-1999	Meyer		

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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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Examiner Initials*	Cite No. ¹	Foreign Patent Document Country Code ³ ~ Number ⁴ ~ Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	
	M	WO 99/65537	12-23-1999	Micro Science Medical		
	N	WO 2004/043474 A2	05-27-2004	Biotronik GmbH		
	O	WO 2004/110515 A1	12-23-2004	Mnemoscience GmbH		

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Signature**

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